

1 **BOIES SCHILLER FLEXNER LLP**
2 David Boies (admitted *pro hac vice*)
3 333 Main Street
4 Armonk, NY 10504
5 Tel: (914) 749-8200
6 dboies@bsfllp.com

7 Mark C. Mao, CA Bar No. 236165
8 Beko Reblitz-Richardson, CA Bar No. 238027
9 Erika Nyborg-Burch, CA Bar No. 342125
10 44 Montgomery St., 41st Floor
11 San Francisco, CA 94104
12 Tel.: (415) 293-6800
13 mmao@bsfllp.com
14 brichardson@bsfllp.com
15 enyborg-burch@bsfllp.com

16 James Lee (admitted *pro hac vice*)
17 Rossana Baeza (admitted *pro hac vice*)
18 100 SE 2nd St., 28th Floor
19 Miami, FL 33131
20 Tel.: (305) 539-8400
21 jlee@bsfllp.com
22 rbaeza@bsfllp.com

23 Alison L. Anderson, CA Bar No. 275334
24 725 S Figueroa St., 31st Floor
25 Los Angeles, CA 90017
26 Tel.: (213) 995-5720
27 alanderson@bsfllp.com

28 Additional counsel listed in signature
blocks below

1 **SUSMAN GODFREY L.L.P.**
2 William C. Carmody (admitted *pro hac vice*)
3 Shawn J. Rabin (admitted *pro hac vice*)
4 Steven M. Shepard (admitted *pro hac vice*)
5 Alexander Frawley (admitted *pro hac vice*)
6 1301 Avenue of the Americas, 32nd Floor
7 New York, NY 10019
8 Tel.: (212) 336-8330
9 bcarmody@susmangodfrey.com
10 srabin@susmangodfrey.com
11 sshepard@susmangodfrey.com
12 afrawley@susmangodfrey.com

13 Amanda K. Bonn, CA Bar No. 270891
14 1900 Avenue of the Stars, Suite 1400
15 Los Angeles, CA 90067
16 Tel.: (310) 789-3100
17 abonn@susmangodfrey.com

18 **MORGAN & MORGAN**
19 John A. Yanchunis (admitted *pro hac vice*)
20 Ryan J. McGee (admitted *pro hac vice*)
21 201 N. Franklin Street, 7th Floor
22 Tampa, FL 33602
23 Tel.: (813) 223-5505
24 jyanchunis@forthepeople.com
25 rmcgee@forthepeople.com

26 Michael F. Ram, CA Bar No. 104805
27 711 Van Ness Ave, Suite 500
28 San Francisco, CA 94102
29 Tel: (415) 358-6913
30 mram@forthepeople.com

1 **UNITED STATES DISTRICT COURT**
2 **NORTHERN DISTRICT OF CALIFORNIA**

3 CHASOM BROWN, WILLIAM BYATT,
4 JEREMY DAVIS, CHRISTOPHER
5 CASTILLO, and MONIQUE TRUJILLO,
6 individually and on behalf of all similarly
7 situated,

8 Plaintiffs,

9 v.

10 GOOGLE LLC,
11 Defendant.

12 Case No. 4:20-cv-03664-YGR-SVK

13 **JOINT STIPULATION AND [PROPOSED]**
14 **ORDER REGARDING THE**
15 **ADMISSIBILITY OF CERTAIN**
16 **DOCUMENTS RELATING TO GOOGLE**
17 **EMPLOYEE SABINE BORSAY**

18 Referral: The Honorable Susan van Keulen

1 Pursuant to Civil Local Rule 7-12, this joint stipulation is entered into between Plaintiffs
2 and Google LLC (“Google”) (collectively, the “Parties”).

3 WHEREAS, the Court previously ordered the deposition of Google employee Sabine
4 Borsay subject to certain limitations (Dkts. 447, 469-3);

5 WHEREAS, the *Brown* Plaintiffs will depose Ms. Borsay on June 30, 2022, with a limit of
6 three hours for their questioning of Ms. Borsay;

7 WHEREAS, on June 17, 2022, given the limited amount of time provided for the *Brown*
8 Plaintiffs to question Ms. Borsay, Plaintiffs asked Google whether it would stipulate to the
9 admissibility of certain documents produced by Google from Ms. Borsay’s files;

10 WHEREAS, on June 23, 2022, Google produced additional documents from the files of
11 Ms. Borsay based on Google’s privilege re-review;

12 WHEREAS, Google has agreed that it will not object to the admissibility of any of the
13 documents identified in Exhibit A;

14 WHEREAS, Google will in good faith continue to negotiate with Plaintiffs regarding the
15 admissibility of additional documents, including without limitation from any productions based on
16 Google’s privilege re-review; however the parties have no obligation to reach any further
17 stipulation on admissibility of trial evidence prior to the stipulation included with the submission
18 of the Trial Readiness Binder;

19 NOW THEREFORE, the Parties stipulate as follows:

20 1. For trial and all other purposes, Google waives any objection to the admissibility of
21 the 32 documents listed in Exhibit A and agrees that Plaintiffs need not mark any of
22 these documents as exhibits during the deposition of Ms. Borsay in order to establish
23 a basis for their admission at trial; and

24 2. Consistent with Judge Gonzalez Rogers’ requirements, the Parties will continue in
25 good faith to stipulate to admissibility of additional documents as exhibits for
26 purposes of trial, including without limitation any productions in connection with
27 Google’s privilege re-review; however the parties have no obligation to reach any
28 further stipulation on the admissibility of trial evidence prior to the stipulation

1 included with the submission of the Trial Readiness Binder.

2 DATED: June 29, 2022

3
4 QUINN EMANUEL URQUHART &
SULLIVAN, LLP

5 /s/ Andrew Schapiro

6 Andrew H. Schapiro (admitted pro
hac vice)
andrewschapiro@quinnemanuel.com
7 Teuta Fani (admitted pro hac vice)
teutafani@quinnemanuel.com
8 191 N. Wacker Drive, Suite 2700
Chicago, IL 60606
Telephone: (312) 705-7400
10 Facsimile: (312) 705-7401

11 Stephen A. Broome (CA Bar No.
314605)
stephenbroome@quinnemanuel.com
12 Viola Trebicka (CA Bar No. 269526)
violatrebicka@quinnemanuel.com
13 Crystal Nix-Hines (Bar No. 326971)
crystalnixhines@quinnemanuel.com
14 Alyssa G. Olson (CA Bar No.
305705)
alyolson@quinnemanuel.com
16 865 S. Figueroa Street, 10th Floor
Los Angeles, CA 90017
17 Telephone: (213) 443-3000
Facsimile: (213) 443-3100

18 Diane M. Doolittle (CA Bar No.
142046)
dianedoolittle@quinnemanuel.com
20 Sara Jenkins (CA Bar No. 230097)
sarajenkins@quinnemanuel.com
21 555 Twin Dolphin Drive, 5th Floor
Redwood Shores, CA 94065
22 Telephone: (650) 801-5000
Facsimile: (650) 801-5100

23 Jomaire A. Crawford (admitted *pro
hac vice*)
jomairecrawford@quinnemanuel.com
25 51 Madison Avenue, 22nd Floor
New York, NY 10010
26 Telephone: (212) 849-7000
Facsimile: (212) 849-7100

27 Josef Ansorge (admitted *pro hac
vice*)

SUSMAN GODFREY LLP

5 /s/ Amanda Bonn

6 Amanda Bonn (CA Bar No. 270891)
abonn@susmangodfrey.com
7 SUSMAN GODFREY L.L.P.
1900 Avenue of the Stars, Suite 1400
Los Angeles, CA 90067
Tel: (310) 789-3100

8 Mark C. Mao (CA Bar No. 236165)
mmao@bsflp.com
Beko Reblitz-Richardson (CA Bar No.
238027)
brichardson@bsflp.com
9 44 Montgomery Street, 41st Floor
San Francisco, CA 94104
Tel: (415) 293 6858
Fax: (415) 999 9695

10 James W. Lee (*pro hac vice*)
jlee@bsflp.com
12 Rossana Baeza (*pro hac vice*)
rbaeza@bsflp.com
13 100 SE 2nd Street, Suite 2800
Miami, FL 33130
14 Tel: (305) 539-8400
Fax: (305) 539-1304

15 William Christopher Carmody (*pro hac
vice*)
bcarmody@susmangodfrey.com
17 Shawn J. Rabin (*pro hac vice*)
srabin@susmangodfrey.com
Steven Shepard (*pro hac vice*)
sshepard@susmangodfrey.com
Alexander P. Frawley (*pro hac vice*)
afrawley@susmangodfrey.com
19 SUSMAN GODFREY L.L.P.
21 1301 Avenue of the Americas, 32nd Floor
New York, NY 10019
23 Tel: (212) 336-8330

25 John A. Yanchunis (*pro hac vice*)
jyanchunis@forthepeople.com
27 Ryan J. McGee (*pro hac vice*)
rmcgee@forthepeople.com
MORGAN & MORGAN, P.A.

1 josefansorge@quinnmanuel.com
2 1300 I Street NW, Suite 900
3 Carl Spilly (admitted *pro hac vice*)
carlspilly@quinnmanuel.com
Washington D.C., 20005
Tel: (202) 538-8000
Fax: (202) 538-8100

5 Jonathan Tse (CA Bar No. 305468)
jonathantse@quinnmanuel.com
6 50 California Street, 22nd Floor
San Francisco, CA 94111
7 Tel: (415) 875-6600
Fax: (415) 875-6700

8 *Attorneys for Defendant Google LLC*

9
10 201 N Franklin Street, 7th Floor
11 Tampa, FL 33602
12 Tel: (813) 223-5505
13 Fax: (813) 222-4736

14 Michael F. Ram (CA Bar No. 104805)
mram@forthepeople.com
15 MORGAN & MORGAN, P.A.
16 711 Van Ness Avenue, Suite 500
17 San Francisco, CA 94102
18 Tel: (415) 358-6913

19 *Attorneys for Plaintiffs*

20
21
22
23
24
25
26
27
28

EXHIBIT A

1. GOOG-BRWN-00457256
 2. GOOG-CABR-05468324
 3. GOOG-CABR-04970004
 4. GOOG-CABR-03750737
 5. GOOG-BRWN-00051404
 6. GOOG-BRWN-00166653
 7. GOOG-CABR-05836882.C
 8. GOOG-BRWN-00391825
 9. GOOG-CABR-04154452
 10. GOOG-CABR-00352924
 11. GOOG-BRWN-00418175
 12. GOOG-BRWN-00391231
 13. GOOG-BRWN-00183943
 14. GOOG-BRWN-00183662
 15. GOOG-CABR-04430816
 16. GOOG-BRWN-00165567
 17. GOOG-BRWN-00063504
 18. GOOG-CABR-00413286
 19. GOOG-BRWN-00047341
 20. GOOG-CABR-00095921
 21. GOOG-CABR-05144251
 22. GOOG-CABR-05892543
 23. GOOG-CABR-00141578
 24. GOOG-CABR-05757174
 25. GOOG-CABR-04508763
 26. GOOG-CABR-00358713
 27. GOOG-CABR-04738550

1 28. GOOG-CABR-04484908
2 29. GOOG-CABR-04746237
3 30. GOOG-CABR-04509467
4 31. GOOG-CABR-04746237
5 32. GOOG-CABR-04746153
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ATTESTATION OF CONCURRENCE

I am the ECF user whose ID and password are being used to file this JOINT STIPULATION AND [PROPOSED] ORDER. Pursuant to Civil L.R. 5-1(i)(3), I hereby attest that each of the signatories identified above has concurred in the filing of this document

Dated: June 29, 2022

By /s/ Amanda Bonn

Amanda Bonn

Counsel on behalf of Plaintiffs

1 **~~[PROPOSED]~~ ORDER**

2 Pursuant to stipulation of the Parties, the Court hereby **ORDERS** that Google has waived
3 any objection to the admissibility of the 32 documents listed in Exhibit A and agreed that Plaintiffs
4 need not mark any of the following documents as exhibits during the deposition of Ms. Borsay in
5 order to establish a basis for their admission at trial:

- 6 1. GOOG-BRWN-00457256
7 2. GOOG-CABR-05468324
8 3. GOOG-CABR-04970004
9 4. GOOG-CABR-03750737
10 5. GOOG-BRWN-00051404
11 6. GOOG-BRWN-00166653
12 7. GOOG-CABR-05836882.C
13 8. GOOG-BRWN-00391825
14 9. GOOG-CABR-04154452
15 10. GOOG-CABR-00352924
16 11. GOOG-BRWN-00418175
17 12. GOOG-BRWN-00391231
18 13. GOOG-BRWN-00183943
19 14. GOOG-BRWN-00183662
20 15. GOOG-CABR-04430816
21 16. GOOG-BRWN-00165567
22 17. GOOG-BRWN-00063504
23 18. GOOG-CABR-00413286
24 19. GOOG-BRWN-00047341
25 20. GOOG-CABR-00095921
26 21. GOOG-CABR-05144251
27 22. GOOG-CABR-05892543
28 23. GOOG-CABR-00141578

- 1 24. GOOG-CABR-05757174
- 2 25. GOOG-CABR-04508763
- 3 26. GOOG-CABR-00358713
- 4 27. GOOG-CABR-04738550
- 5 28. GOOG-CABR-04484908
- 6 29. GOOG-CABR-04746237
- 7 30. GOOG-CABR-04509467
- 8 31. GOOG-CABR-04746237
- 9 32. GOOG-CABR-04746153

10 Consistent with Judge Gonzalez Rogers' requirements, the Parties will continue in good
11 faith to stipulate to admissibility of additional documents as exhibits for purposes of trial,
12 including without limitation any productions in connection with Google's privilege re-review;
13 however the parties have no obligation to reach any further stipulation on the admissibility of trial
14 evidence prior to the stipulation included with the submission of the Trial Readiness Binder.

15

16 **PURSUANT TO STIPULATION IT IS SO ORDERED.**

17

DATED: June 29, 2022

18

19

20

21

22

23

24

25

26

27

28



Hon. Susan van Keulen,
United States Magistrate Judge